

JAMES R. MCGUIRE (BAR NO. 189275)
JMcGuire@mofo.com

MORRISON & FOERSTER LLP
425 Market Street
San Francisco, California 94105-2482
Telephone: 415.268.7000
Facsimile: 415.268.7522

SYLVIA RIVERA (BAR NO. 223203)
SRivera@mofo.com

MORRISON & FOERSTER LLP
555 West Fifth Street, Suite 3500
Los Angeles, California 90013-1024
Telephone: 213.892.5200
Facsimile: 213.892.5454

Attorneys for Defendants
U.S. BANCORP and U.S. BANK, N.A.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WILLYUM WATERS, FRANK SMITH, as
individuals and on behalf of all others similarly
situated,

Plaintiff,

v.

U.S. BANCORP, U.S. BANK, N.A., and DOES 1
through 125,

Defendants.

Case No. CV 09 2071 EMC

CLASS ACTION

**STIPULATION TO EXTEND
TIME TO RESPOND TO THE
COMPLAINT ; ORDER**

1 WHEREAS, U. S. Bancorp was served with a summons and the complaint in this matter
2 on or about May 8, 2009;

3 WHEREAS, U.S. Bank National Association was served with a summons and the
4 complaint in this matter on or about June 3, 2009;

5 WHEREAS, Due to the press of business and previously scheduled vacations of certain of
6 defendants' counsel, the parties have agreed that defendant may be afforded an additional thirty-
7 days in which to answer or otherwise respond to the complaint;

8 IT IS HEREBY STIPULATED by the parties, by and through their undersigned counsel,
9 that the time in which defendants may answer or otherwise respond to the complaint in this matter
10 is extended to and including July 15, 2009.

11 Dated: June 4, 2009 MORRISON & FOERSTER LLP

12 By: /s/ James R. McGuire
13 James R. McGuire

14 Attorneys for Defendants
15 U.S. BANCORP, U.S. BANK, N.A.

16 Dated: June 4, 2009 MCCUNE WRIGHT, LLP

17 By: /s/ Richard D. McCune
18 Richard D. McCune

19 Attorneys for Plaintiffs
20 WILLYUM WATERS and FRANK
21 SMITH
22
23
24
25
26
27
28

GENERAL ORDER 45 ATTESTATION

In accordance with General Order 45, concurrence in the filing of this document has been obtained from Richard D. McCune and I shall maintain records to support this concurrence for subsequent production for the court if so ordered or for inspection upon request by a party.

Date: June 4, 2009

By /s/ James R. McGuire

James R. McGuire

Attorneys for Defendant U.S. BANCORP,
and U.S. BANK, N.A.

IT IS SO ORDERED:

Edward M. Chen
U.S. Magistrate Judge

